App F IX 4

Previous References

Mel 135-41-3, 11
Mel 135-41-5, 9.
Mel 135-41-4, 10
Later References

(1941 Mel)

File No 135-41
Serial Nos. 6

GENERAL AND REVENUE SECRETARIAT.

Serial Nos

Part B for April 42

SUBJECT

re the including a Rule as 8(a)
under chapter IV of the Rules under sect 38 of the Mel Act.

To,

The President, enlisted Labour
L 9361/2-4-42

Respects the proposal —

4 42

Serial No

6 From the Offg Cff mc cl, Alipore
No 1882 Dy 17-2 42
Forwards for orders of Govt the resolution
of the mc cl Dy 9-2 42 in the matter of
including a Rule as 8(a) under
Chapter IV of the Rules under section
38 of the MC Act empowering the Vice-
Pch, to exercise the powers conferred on
the mc cl under sections 193-194-198
1) noted The Law section may
perhaps be consulted
Ltr 21/2 cc Cff MC/bl re the effect that
the powers now exercised by the Pres under
Secs 193, 194 & 198 of the Calcutta
Municipal Act 1933 be withdrawn from him
and that the Vice President shall
exercise the powers conferred on the
MC bl under Secs 193, 194 & 198
3) under rule 1 of the rules
(chapt IV of the Rules & Bye-laws Regns
Cff-MC) the President of the said
MC bl shall exercise the powers
under the MC bl under Sec 193 (Proa

NOTE—Cont Sheet

and 198 (Taking of Suits) in addition
the Bill would be given the power of compounding
offences under Sec 196 to the Vice President
This is proposed to be done by virtue of
the powers vested under the Bill under
Sec 3 of the City Rates Act 1933.

Sanction to the reading is sought by the
President under the powers (1) to see
49 of the City Rates Act

4) The object of the proposed measure
seems to be to wrest the power from the
President and carry on the Bill administration
on Partizans. These are very important
powers which affect the good administration
of the City Rly and they should vest
only in the President as the highest
Executive authority in City Bill administration
Further, the position of the Vice President
is defined presented in the Statute
under Sec 26 (1) of the Act to the effect
that the Vice President can exercise
the powers & perform such of the duties of
the President as the President from time
to time depute to him in accordance
with general or special orders of
issued in this behalf No special or
general orders have however been issued in

Resolution of the Mysore city rel re grant of more powers to the vice President

WLS V 42 54.

Serial No

this behalf by the Govt But the powers functions of the vice President are laid down in rules 7 to 8 of chapt IV dept towns A careful consideration shows that the proposal, if sanctioned, would make the vice President almost independent of the President, which is not the spirit of the Act

2) Having regard to the provisions of Sec 26 (1) of the Act & the rules in force (Rules 7 to 8 of chapt IV - Bye laws & rules, Mysore city Mly), the proposals as are which cannot be accepted by Govt.

DEWAN'S OFFICE 9 MAR 1942 No 777

SECY LAW DEPT 1682 24 MAR 1942 GOVT OF MYSORE

In order
Law Secy
24/3/42

6) The proposal is contrary to the express terms of the Cel Municipalities Act.

7) The resolution cannot be accepted

OFFICE OF THE REGISTRAR FOLS & P No 5-216 Dt 3 3 1942

Minister for Legal Dept
Hm 26 2 42

Secy
9 3 42

For perusal
Dewan
Hm 9 3 42

Note—Contn Sheet

WD 04155—GPB—55 000— 3 10 41

10/3/42

Hm 12/3/42

4800
L

File No 135 of 194 | General and Revenue Secretariat

Serial No

12

Submitted with a draft letter for appl
for approval
Secy / for Dewan

GEOY L 2184 1 2 GOVT OF MYSORE

Hon
18/3/42
Issued /
for Dewan

The Secy was pleased to direct that the draft as amended by him may be issued

Secy / Dewan

To the Govt, enclosed, Bangalore
No L 9361 Dy 2-4-42
States that Govt regret that the resolution of the meeting cannot be accepted as

12

CS

Ann-(4)

GEN & P V SEC 10 FEB 1942 OFF P VOH CITY M PAY Co M SO

4800/2

No GT 1880 — e 1 M 135-41-6 Dated 14th February — 1942

17

From B S Raghavendra Rao Esq (Hons)
M. NAVANEETHAM NAIDU Esq B A B L
PRESIDENT CITY MUNICIPAL COUNCIL
MYSORE

To H V Narayana Rao, Esq B L L B
Secretary to Government
Law Department
Bangalore

SECY LAW DEPT 17 FEB 1942 GOVT OF MYSORE

Sir

I have the honour to forward herewith an extract of resolution No 540 passed by the municipal Council in their meeting held on 9th February 1942 in the matter of including a Rule as 8(a) under chapter IV of the Rules under Section 33 of the Municipal Act empowering the Vice-president to exercise the powers conferred on the Municipal Council under Sections 193-194-198 for orders of Government

I find attention is invited in this connection to a similar resolution forwarded with my letter No GT 1878 dated 17 2 42

I have the honour to be,
Sir,
Your most obedient servant,
B S Raghavendra Rao
President

BS

MYSORE CITY MUNICIPALITY

Proceedings of the Adjourned Ordinary General Meeting of the Mysore City Municipal Council held in the Municipal Office on Monday the 9th February 1942, at 5 p m

PRESENT

* B S Raghavendra Rao Esq M A (Hons) *President*
2 P St miah Esq B A B L *Vice President*
3 A Krishna Mu ty Esq
4 S Li ganna Esq
5 U L Ramach dra Rao Esq
6 T Narasimha Iyeng r Esq B A B L
7 A N Sury na yana Rao Esq
8 Agaram Rangiah Esq
9 B Narayanaswamy Esq B A B L
10 T Ma iappa Esq B A LL B
11 M V Venkataramiah Esq
12 M S Na j ppa Esq
13 G R Rangaswamiah Esq
14 E P Nanjappa Esq
15 G Janardan Naidu Esq
16 M R C Bas ppa Esq
17 T Venkataram iah Esq
18 T S Alikhan Esq
19 Haji Mir Amiruddin Khuraishi Esq
20 S A Kareem Esq
21 B L Ma idandiah Esq
22 F C Deva aja Urs Esq

ABSENT

23 Chowdiah Fsq
24 M K Linganna Esq B A LL B
25 M C Mallappa Esq
26 C S Dixit Esq B A LL B
27 N Rajagopala Iye ga Esq B A B L
28 Mrs B Kameswaramma B A
29 Dr A J Ram L M & S
30 Patnam Sreenivasasetty Esq
31 Mahomed Khalilulla Esq M A LL B

XXX XXX XXX

540 "Resolved that the following rules be approved and adopted by the Council under section 38 of the Municipal Act, and these rules be included in Chapter IV and numbered after rule 8 as '8(a)' The Vice-President shall exercise the powers conferred on the Municipal Council under Sections 193, 194, 198"

Proposed by Mr A N Suryanarayana Rao
Seconded by Mr T Narasimha Iyengar

"PASSED"

XXX XXX XXX

Sd B S Raghavendra Rao,
PRESIDENT

"COPY"

B S Raghavendra Rao

KSR PRESIDENT

Appendix F G—1]

SUBJECT

Section ml

File No 135-41

Serial No

Diary No of letter replied to

No 29361

To

The Dsh, city mcl, Mysore

Sir,

General and Revenu Secretariat

( )

the *19*

Date of issue 2 4 42

Signed by

With reference to your letter no gT 1882 dy 17-2 42 forwarding, for orders of Govt, (No 540 extract) the resolution of the mcl dy 9-2-42 on the matter of fixing a new Rule as 8(a) under chapter IV of the Rules & Byelaws of the Mysore city mcty under the provisions of section 38 of the city Mun Act 1933 as to Municipalities Act 1933 empowering delegate to the Vice Dsh the powers not obtained by the mcl Conferred on

List of enclosure

Copied by

Examined by The enclosure returned

under sections 193, 194 & 198

of the said Act, I am directed
to state that, the resolution
of the Council cannot be accepted,
as it is contrary to the express
terms of section 26(b) of
the Myrtleford City Waterworks
Act 1933 & is not also in accordance with Section 49(b) of the Act

I have etc

H.M. 18/3/42

for Secretary
Law Dept

18/3

13/3